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May 28, 1999

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**BOX PATENT APPLICATION**

Assistant Commissioner  
of Patents  
Washington, D.C. 20231

Re: Application of Richard J. ARMITAGE,  
William C. FANSLOW and Melanie K. SPRIGGS  
entitled "MONOCLONAL ANTIBODIES TO CD40  
LIGAND, PHARMACEUTICAL COMPOSITION  
COMPRISING THE SAME AND HYBRIDOMAS  
PRODUCING THE SAME" (As Amended)  
Our Ref: A-7517

Dear Sir:

This is a request for a Continuation Application of pending prior Application No. 08/249,189 filed May 24, 1994, of Richard J. ARMITAGE, William C. FANSLOW and Melanie K. SPRIGGS entitled "MONOCLONAL ANTIBODIES TO CD40 LIGAND, PHARMACEUTICAL COMPOSITION COMPRISING THE SAME AND HYBRIDOMAS PRODUCING THE SAME" (now allowed); which in turn is a Continuation-In-Part of U.S. Application No. 07/969,703, filed October 23, 1992 (now abandoned); which in turn is a Continuation-In-Part of U.S. Application No. 07/805,723, filed December 5, 1991 (now abandoned); which in turn is a Continuation-In-Part of U.S. Application No. 07/783,707, filed October 25, 1991 (now abandoned).

This application is being filed under 37 C.F.R. § 1.53(b). Enclosed is a copy of the specification, claims and Abstract; and twenty-one (21) sheets of drawings. An executed Declaration and Power of Attorney will be submitted at a later date.

The prior application was assigned to Group Art Unit 1644.

Assistant Commissioner  
of PatentsMay 28, 1999  
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A Preliminary Amendment, Information Disclosure Statement (accompanied by Form PTO-1449) and Statement in Support of Submission (accompanied by hard copy of Sequence Listing) are being simultaneously filed herewith.

The Government filing fee is calculated as follows:

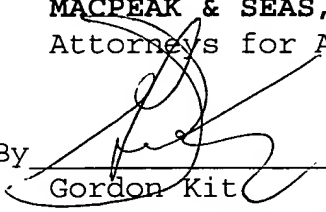
Total claims	<u>3</u>	-	20	=	<u>0</u>	X	\$18.00	=	<u>\$0.00</u>
Independent									
claims	<u>2</u>	-	3	=	<u>0</u>	X	\$78.00	=	<u>\$0.00</u>
Base Fee									<u>\$ 760.00</u>
<b>TOTAL FILING FEE</b>									<u><b>\$ 760.00</b></u>

A check for the statutory fee of \$760.00 is attached. The Assistant Commissioner is directed and authorized to charge or credit any difference or overpayment to Deposit Account No. 19-4880. The Assistant Commissioner is also hereby authorized to charge any fees under 37 C.F.R. § 1.16 and § 1.17 which may be required during the entire pendency of the application to Deposit Account No. 19-4880. A duplicate copy of this transmittal letter is attached.

Respectfully submitted,

SUGHRUE, MION, ZINN,  
MACPEAK & SEAS, PLLC  
Attorneys for Applicant

By

  
Gordon Kit

Registration No. 30,764



# American Type Culture Collection

2002-C

12301 Parklawn Drive • Rockville, MD 20852 USA • Telephone: (301)231-5520 Telex: 898-055 ATCCNORTH • FAX: 301-770-2587

## BUDAPEST TREATY ON THE INTERNATIONAL RECOGNITION OF THE DEPOSIT OF MICROORGANISMS FOR THE PURPOSES OF PATENT PROCEDURE

### INTERNATIONAL FORM

RECEIPT IN THE CASE OF AN ORIGINAL DEPOSIT ISSUED PURSUANT TO RULE 7.3  
AND VIABILITY STATEMENT ISSUED PURSUANT TO RULE 10.2



To: (Name and Address of Depositor or Attorney)

Immunex Corporation  
Attn: Patricia Anne Perkins  
51 University Street  
Seattle, WA 98101

Deposited on Behalf of: Immunex Corporation

Identification Reference by Depositor:

ATCC Designation

Hybridoma, hCD40L-M90  
Hybridoma, hCD40L-M91

HB 12055  
HB 12056

The deposits were accompanied by: ☐ a scientific description ☐ a proposed taxonomic description indicated above.

The deposits were received February 23, 1996 by this International Depository Authority and have been accepted.

#### AT YOUR REQUEST:

☒ We will inform you of requests for the strains for 30 years.

The strains will be made available if a patent office signatory to the Budapest Treaty certifies one's right to receive, or if a U.S. Patent is issued citing the strains, and ATCC is instructed by the United States Patent & Trademark Office or the depositor to release said strains.

If the cultures should die or be destroyed during the effective term of the deposit, it shall be your responsibility to replace them with living cultures of the same.

The strains will be maintained for a period of at least 30 years from date of deposit, or five years after the most recent request for a sample, whichever is longer. The United States and many other countries are signatory to the Budapest Treaty.

The viability of the cultures cited above was tested March 1, 1996. On that date, the cultures were viable.

International Depository Authority: American Type Culture Collection, Rockville, Md. 20852 USA

Signature of person having authority to represent ATCC:

Barbara M. Hailey  
Barbara M. Hailey, Administrator, Patent Depository

Date: March 4, 1996